

06-04-01

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UTILITY PATENT APPLICATION TRANSMITTAL	
<i>Submit an original and a duplicate for fee processing</i> <i>(Only for new nonprovisional applications under 37 CFR 1.53(b))</i>	
ADDRESS TO: Commissioner for Patents Box Patent Application Washington, D.C. 20231	Attorney Docket No. MBHB00-581
	First Named Inventor Nix
	Express Mail No. EL237753335US
APPLICATION ELEMENTS	ACCOMPANYING APPLICATION PARTS
1. <input checked="" type="checkbox"/> Transmittal Form (without Fee) 2. <input checked="" type="checkbox"/> Specification (including claims and abstract) [46 Total Pages] 3. <input checked="" type="checkbox"/> Drawings [20 Total Sheets] 4. <input type="checkbox"/> Oath or Declaration [Total Pages] a. <input type="checkbox"/> Newly executed b. <input type="checkbox"/> Copy from prior application [Note Boxes 5 and 17 below] i. <input type="checkbox"/> <u>Deletion of Inventor(s)</u> Signed statement attached deleting inventor(s) named in the prior application 5. <input type="checkbox"/> Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein. 6. <input type="checkbox"/> Computer Code Listing (See 1.96) a. <input type="checkbox"/> Microfiche Appendix b. <input type="checkbox"/> CD-Rom (in duplicate, with separate transmittal) 7. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission a. <input type="checkbox"/> Computer Readable Copy b. <input type="checkbox"/> Paper Copy c. <input type="checkbox"/> Statement verifying above copies 8. <input checked="" type="checkbox"/> Small Entity Status <input type="checkbox"/> is claimed <input type="checkbox"/> Statement filed in prior application; status still proper and desired <input type="checkbox"/> is no longer claimed. 18. <input type="checkbox"/> This is a CONTINUING APPLICATION. Please note the following: a. <input type="checkbox"/> This is a <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part of prior application b. <input type="checkbox"/> Cancel in this application original claims of the prior application before calculating the filing fee. (At least one claim must remain.) c. <input type="checkbox"/> Amend the specification by inserting before the first line the sentence: This is a <input type="checkbox"/> continuation <input type="checkbox"/> divisional <input type="checkbox"/> continuation-in-part of application Serial No. d. <input type="checkbox"/> The prior application is assigned of record to	9. <input type="checkbox"/> Assignment Papers 10. <input type="checkbox"/> Power of Attorney 11. <input type="checkbox"/> English Translation Document (if applicable) 12. <input type="checkbox"/> Information Disclosure Statement (IDS) <input type="checkbox"/> PTO-1449 Form <input type="checkbox"/> Copies of IDS Citations 13. <input type="checkbox"/> Preliminary Amendment 14. <input checked="" type="checkbox"/> Return Receipt Postcard (Should be specifically itemized) 15. <input type="checkbox"/> Certified Copy of Priority Document(s) 16. <input checked="" type="checkbox"/> A Request for non-publication pursuant to 35 USC 122(b)(2)(B)(i) 17. <input type="checkbox"/> Other: PTO-1595, Data Sheet and check US \$40.00

JC971 U.S. PTO
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05/31/01

UTILITY PATENT APPLICATION TRANSMITTAL

Attorney Docket No. MBHB00-581

APPLICATION FEES

BASIC FEE			\$ 710.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	91-20=	71	x \$18.00	\$1278
Independent Claims	8 - 3=	5	x \$80.00	\$ 400
<input type="checkbox"/> Multiple Dependent Claims(s) if applicable			+\$270.00	\$
			Total of above calculations =	\$ 2388
			Reduction by 50% for filing by small entity =	\$(1194)
<input type="checkbox"/> Assignment fee if applicable			+ \$40.00	\$
			TOTAL =	\$ 1194

19. Please charge my Deposit Account No. 13-2490 in the amount of \$20. A check in the amount of \$ is enclosed.

21. The Commissioner is hereby authorized to credit overpayments or charge any additional fees of the following types to Deposit Account No. 13-2490:

- a. Fees required under 37 CFR 1.16.
- b. Fees required under 37 CFR 1.17.
- c. Fees required under 37 CFR 1.18.

22. The Commissioner is hereby generally authorized under 37 CFR 1.136(a)(3) to treat any future reply in this or any related application filed pursuant to 37 CFR 1.53 requiring an extension of time as incorporating a request therefor, and the Commissioner is hereby specifically authorized to charge Deposit Account No. 13-2490 for any fee that may be due in connection with such a request for an extension of time.

23. CERTIFICATE OF MAILING

I hereby certify that, under 37 CFR § 1.10, I directed that the correspondence identified above be deposited with the United States Postal Service as "Express Mail Post Office to Addressee," addressed to the Commissioner for Patents, Box Patent Application, Washington, DC 20231, on the date indicated below.

24. USPTO CUSTOMER NUMBER

PATENT & TRADEMARK OFFICE



020306

20306

PATENT TRADEMARK OFFICE

McDonnell Boehnen Hulbert & Berghoff

25. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name	Marcus J. Thymian
Reg. No.	43,954
Signature	
Date	May 31, 2001

UTIL (Rev. 11/21/00)

**IMPORTANT INSTRUCTIONS FOR USE OF
REQUEST AND CERTIFICATION UNDER
35 U.S.C. 122(b)(2)(B)(i)**

(FOR INFORMATIONAL PURPOSES;
DO NOT FILE THIS PAGE WITH THE REQUEST)

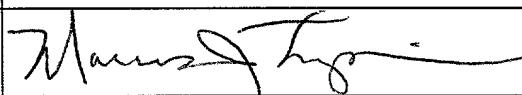
This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)	Attorney Docket No. 00-581 First Named Inventor Nix Express Mail Label No. EL23775335US
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I hereby certify that the invention disclosed in the attached application **has not been and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Name	McDonnell Boehnen Hulbert & Berghoff
Address	32 nd Floor, 300 South Wacker Drive
City, State, Zip	Chicago, Illinois 60606
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED	
Name	Marcus J. Thymian
Reg. No.	43,954
Signature	
Date	May 31, 2001